



**PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)** Docket Number (Optional) **AIMI-01834USO**

|                      |  |          |                    |
|----------------------|--|----------|--------------------|
| In re Application of | William A. Clark                                       |          |                    |
| Application Number   | 10/092,193   | Filed    | March 6, 2002      |
| For                  | Parallel Plate Electrostatic Actuation of MEMS Mirrors |          |                    |
| Art Unit             | 2834   | Examiner | Budd, Mark Osborne |

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- |   |               |
|---|---------------|
| <input checked="" type="checkbox"/> One month (37 CFR 1.17(a)(1)) | \$ <u>110</u> |
| <input type="checkbox"/> Two months (37 CFR 1.17(a)(2))           | \$ _____      |
| <input type="checkbox"/> Three months (37 CFR 1.17(a)(3))         | \$ _____      |
| <input type="checkbox"/> Four months (37 CFR 1.17(a)(4))          | \$ _____      |
| <input type="checkbox"/> Five months (37 CFR 1.17(a)(5))          | \$ _____      |

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ \_\_\_\_\_.
- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 501826.

I have enclosed a duplicate copy of this sheet.

- I am the ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).
- ☒ attorney or agent of record. Registration Number 34,511
- ☐ attorney or agent under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

June 18, 2004

Date

415-369-9660

Telephone Number

  
Signature

Brian I. Marcus

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

06/24/2004 SSITHIB1 00000016 10092193

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 110

**Complete if Known**

|                      |                    |
|----------------------|--------------------|
| Application Number   | 10/092,193         |
| Filing Date          | March 6, 2002      |
| First Named Inventor | William A. Clark   |
| Examiner Name        | Budd, Mark Osborne |
| Art Unit             | 2834               |
| Attorney Docket No.  | AIMI-01834US0      |

**METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit  
Account  
Number  
Deposit  
Account  
Name

501826

Vierra Magen Marcus  
Harmon & DeNiro LLP

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

| Large Entity<br>Fee Code (\$) | Small Entity<br>Fee Code (\$) | Fee Description        | Fee Paid |
|-------------------------------|-------------------------------|------------------------|----------|
| 1001 770                      | 2001 385                      | Utility filing fee     |          |
| 1002 340                      | 2002 170                      | Design filing fee      |          |
| 1003 530                      | 2003 265                      | Plant filing fee       |          |
| 1004 770                      | 2004 385                      | Reissue filing fee     |          |
| 1005 160                      | 2005 80                       | Provisional filing fee |          |
| SUBTOTAL (1)                  |                               |                        | 0        |

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

|                    |  |         |  |   |  |   |   |
|--------------------|--|---------|--|---|--|---|---|
| Total Claims       |  | -20** = |  | X |  | = | 0 |
| Independent Claims |  | -3** =  |  | X |  | = | 0 |
| Multiple Dependent |  |         |  |   |  | = | 0 |

| <u>Large Entity</u> |          | <u>Small Entity</u> |          | <u>Fee Description</u>                                     |
|---------------------|----------|---------------------|----------|--|
| Fee Code            | Fee (\$) | Fee Code            | Fee (\$) |  |
| 1202                | 18       | 2202                | 9        | Claims in excess of 20                                     |
| 1201                | 86       | 2201                | 43       | Independent claims in excess of 3                          |
| 1203                | 290      | 2203                | 145      | Multiple dependent claim, if not paid                      |
| 1204                | 86       | 2204                | 43       | ** Reissue independent claims over original patent         |
| 1205                | 18       | 2205                | 9        | ** Reissue claims in excess of 20 and over original patent |

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION** (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

| Fee Code (\$) | Fee Code (\$) | Fee Description  | Fee Paid |
|---------------|---------------|--|----------|
| 1051 130      | 2051 65       | Surcharge - late filing fee or oath  |          |
| 1052 50       | 2052 25       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053 130      | 1053 130      | Non-English specification  |          |
| 1812 2,520    | 1812 2,520    | For filing a request for <i>ex parte</i> reexamination                     |          |
| 1804 920*     | 1804 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*   | 1805 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251 110      | 2251 55       | Extension for reply within first month                                     | 110      |
| 1252 420      | 2252 210      | Extension for reply within second month                                    |          |
| 1253 950      | 2253 475      | Extension for reply within third month                                     |          |
| 1254 1,480    | 2254 740      | Extension for reply within fourth month                                    |          |
| 1255 2,010    | 2255 1,005    | Extension for reply within fifth month                                     |          |
| 1401 330      | 2401 165      | Notice of Appeal   |          |
| 1402 330      | 2402 165      | Filing a brief in support of an appeal                                     |          |
| 1403 290      | 2403 145      | Request for oral hearing   |          |
| 1451 1,510    | 1451 1,510    | Petition to institute a public use proceeding                              |          |
| 1452 110      | 2452 55       | Petition to revive - unavoidable   |          |
| 1453 1,330    | 2453 665      | Petition to revive - unintentional   |          |
| 1501 1,330    | 2501 665      | Utility issue fee (or reissue)   |          |
| 1502 480      | 2502 240      | Design issue fee   |          |
| 1503 640      | 2503 320      | Plant issue fee  |          |
| 1460 130      | 1460 130      | Petitions to the Commissioner  |          |
| 1807 50       | 1807 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 1806 180      | 1806 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021 40       | 8021 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809 770      | 2809 385      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 770      | 2810 385      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 770      | 2801 385      | Request for Continued Examination (RCE)                                    |          |
| 1802 900      | 1802 900      | Request for expedited examination of a design application                  |          |

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 110

**SUBMITTED BY**

(Complete (if applicable))

|                   |                 |                  |        |           |                |
|-------------------|-----------------|------------------|--------|-----------|----------------|
| Name (Print/Type) | Brian I. Marcus | Registration No. | 34,511 | Telephone | (415) 369-9660 |
| Signature         |                 | (Attorney/Agent) |        | Date      | June 18, 2004  |

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